



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz Alerts](#) | [News](#) | [Help](#)[Portal Home](#) | [Patents](#) | [Trademarks](#) | [Other](#)

Patent eBusiness



Patent Application Information Retrieval



- [Electronic Filing](#)
- [Patent Application Information \(PAIR\)](#)
- [Patent Ownership](#)
- [Fees](#)
- [Supplemental Resources & Support](#)

Select Search Method: Enter Number:

Application Number

SUBMIT

[Order Certified Application As Filed](#)
[Order Certified File Wrapper](#)
[View Order List](#)

Patent Information

- [Patent Guidance and General Info](#)
- [Costs, Rules & Manuals](#)
- [Employee & Office Directories](#)
- [Resources & Public Notices](#)

Patent Searches

- [Patent Official Gazette](#)
- [Search Patents & Applications](#)
- [Search Biological Sequences](#)
- [Classes, Products & Services](#)

Other

- [Copyrights](#)
- [Trademarks](#)
- [Policy & Law](#)
- [Reports](#)

10/706,815 OPTICAL PULSE CALIBRATION FOR QUANTUM KEY DISTRIBUTION



Application Data	Transaction History	Image File Wrapper	Patent Term Adjustments	Continuity Data	Published Documents	Publication Dates	Address & Attorney/Agent
------------------	---------------------	--------------------	-------------------------	-----------------	---------------------	-------------------	--------------------------

Transaction History

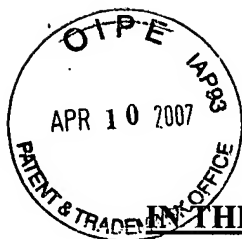
Date	Transaction Description
09-05-2006	Issue Fee Payment Received
07-14-2006	Petition to Revive Application - Granted
06-16-2006	Petition Entered
06-08-2006	Mail Abandonment for Failure to Pay Issue Fee
06-08-2006	Abandonment for Failure to Pay Issue Fee
01-20-2006	Mail Notice of Allowance
01-18-2006	Notice of Allowance Data Verification Completed
12-14-2005	Date Forwarded to Examiner
08-08-2005	New or Additional Drawing Filed
12-14-2005	Date Forwarded to Examiner
08-08-2005	Request for Continued Examination (RCE)
12-14-2005	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
08-08-2005	Workflow - Drawings Finished
08-08-2005	Workflow - Request for RCE - Begin
08-03-2005	Mail Notice of Allowance
08-01-2005	Notice of Allowance Data Verification Completed
08-01-2005	Case Docketed to Examiner in GAU
05-17-2005	Date Forwarded to Examiner
05-03-2005	Response after Non-Final Action
05-03-2005	Request for Extension of Time - Granted
05-17-2005	Correspondence Address Change
05-17-2005	Change in Power of Attorney (May Include Associate POA)
02-11-2005	Reference capture on IDS
02-11-2005	Information Disclosure Statement (IDS) Filed
01-05-2005	Mail Non-Final Rejection
12-27-2004	Non-Final Rejection
12-14-2004	Case Docketed to Examiner in GAU
10-31-2004	Case Docketed to Examiner in GAU
09-23-2004	Case Docketed to Examiner in GAU
08-26-2004	IFW TSS Processing by Tech Center Complete
08-26-2004	Case Docketed to Examiner in GAU
07-12-2004	Reference capture on IDS
11-12-2003	Reference capture on IDS
07-12-2004	Information Disclosure Statement (IDS) Filed
11-12-2003	Information Disclosure Statement (IDS) Filed
02-11-2004	Application Return from OIPE
02-11-2004	Application Return TO OIPE
02-12-2004	Application Is Now Complete

02-09-2004	Application Dispatched from OIPE
02-10-2004	Application Is Now Complete
01-30-2004	Cleared by L&R (LARS)
01-30-2004	Referred to Level 2 (LARS) by OIPE CSR
12-10-2003	IFW Scan & PACR Auto Security Review
11-12-2003	Initial Exam Team nn

If you need help:

- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent Application Information Retrieval (PAIR).
- Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).
- If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.

[Home](#) | [Site Index](#) | [Search](#) | [eBusiness](#) | [Help](#) | [Privacy Policy](#)



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Vig et al.

Assignee: MagiQ Technologies, Inc.

Serial No.: 10/706,815

Filed: 11/12/2003

Art Unit No.: 2136

Examiner: Shiferaw, Elani A.

Title: Optical pulse calibration for
quantum key distribution

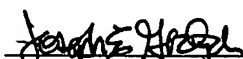
Attorney Docket No.: 029-03US1

Mail Stop: Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to:

Mail Stop: Issue Fee
Commissioner for Patents
PO Box 1450,
Alexandria, Virginia, 22313-1450


Joseph E. Gortych

Date: April 05, 2007


COMMUNICATION CONCERNING REQUEST FOR PATENT ISSUANCE

The attached documents were filed in the USPTO on August 31, 2006 in connection with the Assignee having received a second Notice of Allowance for the application pursuant to a granted petition under 37 CFR 1.181 (attached). Also attached is a copy of the Transaction History of the application as indicated in PAIRS, showing that the USPTO received the documents, and in particular the attached "Part B – Transmittal Fee(s)" form for the payment of the issue fee(s).

Accordingly, all necessary documents and payments have been submitted to the USPTO for the above-identified Application to issue as a U.S. Patent. Accordingly, the Assignee respectfully requests that the above-identified Application be issued as a U.S. Patent in due course without any further delay.

Any questions concerning this matter should be directed to the below-named attorney-of-record for the above-identified application.

Respectfully submitted for MagiQ Technologies, Inc., by:



Joseph E. Gortych (Reg. No. 41,791)

Date: April 05, 2007

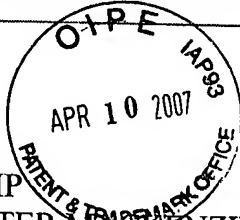
Correspondence Address (Customer #53590)

Opticus IP Law, PLLC
7791 Alister Mackenzie Dr.
Sarasota, FL 34240

Phone: 941-378-2744
Fax: 321-256-5100
e-mail: jg@opticus-ip.com



UNITED STATES PATENT AND TRADEMARK OFFICE



OPTICUS IP
7791 ALISTER MACKENZIE DR
SARASOTA FL 34240

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

COPY MAILED

JUL 14 2006

OFFICE OF PETITIONS

In re Application of
Vig, et al.
Application No. 10/706,815
Filed: November 12, 2003
Attorney Docket No. 029-03US1
For: OPTICAL PULSE CALIBRATION
FOR QUANTUM KEY DISTRIBUTION

ON PETITION

This is a decision on the petition under 37 CFR 1.181, filed June 16, 2006 (certificate of mailing date June 13, 2006) to withdraw the holding of abandonment.

The petition under 37 CFR 1.181 is **GRANTED**.

The Office contended that the above-identified application became abandoned for failure to submit the issue fee and publication fee in response to the January 20, 2006 Notice of Allowance and Fee(s) Due, which set a three month non-extendable period for reply. No reply being received, the Office contended that this application became abandoned on April 21, 2006. A Notice of Abandonment was mailed on June 8, 2006.

Petitioners allege that the January 20, 2006 Notice was not received.

The showing required to establish non-receipt of an Office communication must include:

1. A statement from the practitioner stating that the Office communication was not received by the practitioner and attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received.
2. A copy of the docket record where the non-received Office communication would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.¹

Petitioners have submitted a copy of the docket record where the requirement would have been entered had the January 20, 2006 Notice been received. In addition, practitioner referenced the

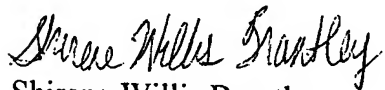
¹ See notice entitled "Withdrawing the Holding of Abandonment When Office Actions Are Not Received," 1156 O.G. 53 (November 16, 1993).

docket record in the petition and stated that a review of the file jacket for the January 20, 2006 Notice was fruitless.

Petitioners have established non-receipt. The petition is **granted**, the Notice of Abandonment is vacated, and the holding of abandonment is withdrawn.

After the mailing of this decision, the application will be returned to Technology Center AU 2136 for the re-mailing of the January 20, 2006 Notice of Allowance and Fee(s) Due and Notice of Allowability with a new period set for reply.

Telephone inquiries may be directed to the undersigned at (571) 272-3230.



Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions